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Fax No.: 703-273-8300**Country:** USA**FROM:**

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SEP 28 2005

September 28, 2005

PATENT APPLICATION

Our Docket No. 20040351.DIB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Carol W. Readhead et al
S.N. : 10/008,385 : Art Unit 1632
Filed : November 12, 2001 : Examiner Joanne Hama
For : TRANSFECTION, STORAGE AND TRANSFER
OF MALE GERM CELLS FOR GENERATION
OF TRANSGENIC SPECIES & GENETIC THERAPIES

MAIL STOP NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Statement Under 37 CFR 1.133 in response to an Official Letter mailed September 23, 2005 in the above-identified patent application.

The Commissioner is hereby authorized to charge any fees listed in 37 CFR 1.16 and 1.17 which may be required by this paper or credit any overpayment to Deposit Account No. 08-1265.

No additional fee is required.

Yours very truly,

NIKOLAI & MERSEREAU, P.A.

C. G. Mersereau

CGM/bld
Enclosure

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OF TRANSGENIC SPECIES & GENETIC THERAPIES

STATEMENT UNDER 37 CFR 1.133

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted pursuant to an Official Letter dated September 23, 2005 from the Examiner in charge of this application. That paper was in the form of an Interview Summary by the Examiner and included a one-month period for submission of a Statement of the Substance of an Interview by the applicant which period is set to expire on October 23, 2005.

The Interview was in the form of a telephone inquiry by the undersigned attorney regarding the submission of a reference to be cited in support of a response to an Official Action from the USPTO. The Interview did not go to the merits of the claims in any respect and had only to do with the question of submitting the reference with the response so that the response could be

faxed into the USPTO rather than having to include the reference in a separate IDS with other lengthy materials which would have to be mailed.

The description contained in the Substance of the Interview made of record by the Examiner regarding the submission of the journal article is essentially correct and, it is believed, need not be repeated here.

Respectfully submitted,


NIKOLAI & MERSEREAU, P.A.



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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing Statement Under 37 CFR 1.133 to a paper dated on September 23, 2005, in application Serial No. 10/008,385, filed on November 12, 2001, of Carol W. Readhead et al, entitled "TRANSFECTION, STORAGE AND TRANSFER OF MALE GERM CELLS FOR GENERATION OF TRANSGENIC SPECIES & GENETIC THERAPIES", and a transmittal letter are being sent by facsimile transmission to: The Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 28, 2005.



Barbara L. Davis
On behalf of C. G. Mersereau

Date of Signature: September 28, 2005